

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF WEST VIRGINIA  
AT CLARKSBURG**

BOEHRINGER INGELHEIM  
PHARMACEUTICALS INC., BOEHRINGER  
INGELHEIM INTERNATIONAL GMBH,  
BOEHRINGER INGELHEIM CORPORATION,  
and BOEHRINGER INGELHEIM PHARMA  
GMBH & CO. KG,

*Plaintiffs,*

v.

MYLAN PHARMACEUTICALS INC.,  
MYLAN INC., MYLAN LABORATORIES  
LIMITED,

*Defendants.*

C.A. No. 1:20-cv-19 (TSK) (lead)

*Consolidated with*

C.A. No. 1:20-cv-90

C.A. No. 1:24-cv-82

**JOINT STIPULATION AND ORDER TO MODIFY SCHEDULE**

IT IS HEREBY STIPULATED AND AGREED, by and between Plaintiffs Boehringer Pharmaceuticals Inc., Boehringer Ingelheim International GMBH, Boehringer Ingelheim Pharma GMBH & Co. KG (collectively “Boehringer”) and Defendants Mylan Pharmaceuticals Inc., Mylan Inc., Mylan Laboratories Limited (collectively “Defendants”), subject to approval of the Court, that the Order Adopting Joint Amended Case Schedule entered by the Court on March 14, 2025 (Dkt. No. 290) be modified as reflected in the chart below. The parties believe good cause exists for the modified deadlines to allow adequate time for development of the case, to allow additional time for the parties to narrow or eliminate issues, and to provide efficiencies to the parties and the Court in presentation of these issues.

Based on the parties’ stipulations and agreement, and a finding of good cause, the Court ORDERS that the following modified dates shall control the further proceedings of this matter. All other deadlines and dates in the Court’s scheduling orders shall remain unchanged.

| <u>Event</u>  | <u>Current Deadline</u> | <u>Modification</u> |
|---|-------------------------|---------------------|
| Plaintiffs Serve Final Infringement Contentions and Defendants Serve Final Invalidity Contentions | April 28, 2025          | May 7, 2025         |
| Parties simultaneously file opening claim construction briefs                                     | May 2, 2025             | May 9, 2025         |
| Opening Expert Reports on Issues for Which a Party Bears the Burden of Proof                      | May 2, 2025             | May 9, 2025         |
| Parties simultaneously file responsive claim construction briefs                                  | May 23, 2025            | May 30, 2025        |
| Responsive Expert Reports   | May 28, 2025            | June 4, 2025        |
| Reply Expert Reports Limited to Secondary Considerations  | June 13, 2025           | June 18, 2025       |
| Close of Expert Discovery   | July 2, 2025            | July 11, 2025       |

/s/ David R. Pogue

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**ENTERED** this 2nd day of May, 2025.



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Thomas S. Kleeh, Chief Judge  
Northern District of West Virginia